

PATENT

Docket No.: 15275/8611 (Dobbins 2-1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. : 08/833,620)
Filed : April 7, 1997)
U.S. Patent No. : 5,043,002) Examiner:
Granted : August 27, 1991) J. Hoffman
Patentees : Michael S. Dobbins)
Robert E. McLay)
For : METHOD OF MAKING FUSED SILICA)
BY DECOMPOSING SILOXANES)

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Alexandria, VA 22313-1450

Dear Sir:

Petitioner, Corning Incorporated, is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent No. 5,970,751. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner

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terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The assignee of the entire right, title and interest of the above-identified application, hereby confirms that an assignment for the subject application was recorded on August 16, 1990, at Reel 005409/Frame 0853 in the U.S. Patent and Trademark Office.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

For submission on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

The Commissioner is authorized to charge the \$130.00 terminal disclaimer fee under 37 CFR § 1.20(d) to Deposit Account No. 14-1138. Please charge any additional fees or credit any overpayment to Deposit Account No. 14-1138.

Respectfully submitted,

Date: April 5, 2005



Michael L. Goldman
Registration No. 30,727
Attorney for Applicants

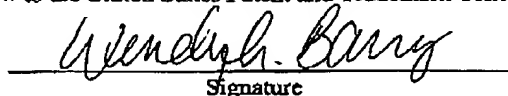
NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (585) 263-1304
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Wendy L. Barry
Type or Print Name

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Examiner:
J. HoffmanArt Unit:
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Michael L. Goldman
Registration No. 30,727
Attorney for Applicants

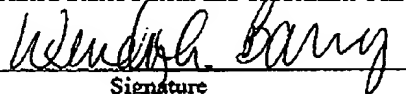
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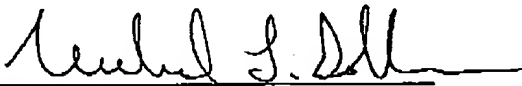
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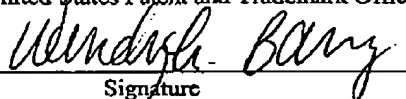
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